



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, मंगलवार, 9 दिसम्बर, 2003/18 अग्रहायण, 1925

हिमाचल प्रदेश सरकार

REVENUE DEPARTMENT
Project Cell

NOTIFICATION

Shimla-171 002, the 8th December, 2003

No. Rev. (PC)F(9)-1/2003.—Whereas it is necessary to make rules for the allotment of residential plots for the Resettlement Colonies, now, therefore, the Governor, Himachal Pradesh, is pleased to make and promulgate the following rules for the said purpose :—

1. *Short title and commencement.*—(1) These rules may be called The Rules for Allotment of Plots at Resettlement Colonies of Kol Dam 2003.

(2) They shall come into force from the date of publication in the Rajpatra of Himachal Pradesh.

2. *Definitions.*—In these rules unless the context otherwise requires,—

(a) 'Oustee' and other words used hereunder for the purposes of these rules shall mean the same as defined in the tripartite Agreement dated 26-2-2000 between Government of Himachal Pradesh, Himachal Pradesh State Electricity Board and the National Thermal Power Corporation Ltd. ;

- (b) "list" means the list certified by the Deputy Commissioner of houseless Oustee families;
- (c) "agreement" means an agreement signed by the Government of Himachal Pradesh, Himachal Pradesh State Electricity Board and the National Thermal Power Corporation Limited;
- (d) "Deputy Commissioner" means the Deputy Commissioner of District of the Oustees.

3. *Application of allotment of plot.*—Each oustee shall apply for allotment of plot on form 'A' appended to these Rules.

4. *Availability of plots.*—Plots will be available in the resettlement colonies only to those families becoming houseless as mentioned in the certified list, who are desirous of acquiring the same.

5. *Allotment of plots.*—The Concerned Deputy Commissioner shall allot the plots on the principle of the first come first serve basis and size of each plot shall be fifty by forty feet. The plots will be allotted under the provision of Himachal Pradesh Nautor Land Rules, 1968 at the rate of Rs. 200/- per bigha.

6. *No contravention of Forest Conservation Act.*—It would be ensured that the allotment does not contravene Forest Conservation Act, 1980.

7. *Inspection of plots.*—The details of residential plot(s) available for allotment, as appearing in the site plans, shall be open for inspection in the office of the Deputy Commissioner of the concerned District.

8. *Preparation of site plan and bye laws.*—The site plan of the plots and bye laws for raising construction in approved plots shall be prepared by the NTPC Kol Dam in consultation with concerned Deputy Commissioner.

9. *Manner of inviting applications.*—Application for allotment of plot by the oustees shall be submitted to the Deputy Commissioner on the prescribed form within 30 days from the date of inviting applications. Due publicity for inviting applications shall be made in the areas where the oustees are living, by beat of drums and by affixing notices on conspicuous places in the area. Oustees mentioned in the list under clause (b) of rule 2 shall be intimated by registered post also.

10. *Allotment of plot to a single applicant.*—Where there is only one applicant for a particular plot, the allotment order shall be sent to him through registered post at the address given in his application. The applicant shall submit his written consent to the Deputy Commissioner within 30 days of the receipt of the Allotment Order; the allottee shall deposit the cost in lump sum for the plot allotted to him.

11. *Failure of depositing cost of plot by the Oustee.*—In case the applicant fails to deposit the cost money within 30 days of the receipt of the allotment order by the applicant, the allotment shall stand cancelled and the plot shall be disposed of by the Deputy Commissioner, in accordance with these rules to some other oustee.

12. *Withdrawal of Application.*—In case any applicant wants to withdraw his application, for a particular plot applied for, he may be allowed to do so before an allotment is made. This option shall be exercisable only once.

13. *Allotment where there are more than one applicant.*—In case there are more than one application for a particular plot received on the same day, then the allotment shall be made by draw of lot. The procedure to be followed after allotment shall be the same as prescribed in rule 10.

14. *Allotment of single plot to an applicant.*—Only one plot shall be allotted to one Houseless family.

15. *Procedure of taking possession.*—The allottee or his authorized representative shall have to follow the prescribed procedure under these rules for taking the possession of the plot as per site plan and provisions of bye laws.

16. *Time schedule for construction.*—Construction on the allotted plot shall begin within three months of the allotment and completed within six months from the date of allotment. In case the construction is not started or not completed within the scheduled time for sufficient reasons then allottee will have to complete within the extension period, further granted by the Deputy Commissioner, not exceeding 6 months failing which plot will revert to the Revenue Department.

17. *Plots to be used for residential purpose.*—The plot shall only be used for the residential purpose for which it has been allotted and no modification/alteration in this behalf shall be permitted.

18. *Fragmentation of plot not permitted.*—No Fragmentation of any plot will be permitted.

19. *Bar on transfer and use of plot for other purposes.*—No transfer by an oustee of his right, title or interest in the plot allotted to him and residence standing thereon shall be valid or effective or enforceable, unless previous sanction for such transfer has been obtained by him from the Deputy Commissioner under the provision of Himachal Pradesh Nautor Land Rules, 1968. The plot will be used for the purpose for which it has been allotted failing which possession of plot shall be taken back by the competent authority after following the prescribed process and procedure, as laid down in Rule 25 & 26 of the Himachal Pradesh Nautor Land Rule, 1968, as amended from time to time.

FORM-A

(See rule 3)

APPLICATION FOR ALLOTMENT OF RESIDENTIAL PLOTS IN THE REHABILITATION & RESETTLEMENT COLONIES OF KOL DAM HYDROELECTRIC POWER PROJECT

1. Name of the Applicant son of
Resident of Village/Mohal Tehsil
District
2. Particulars of preference/plot claimed

3. Particulars of land already held by the Applicant if any.....

 (i) District.....
 (ii) Tehsil.....
 (iii) No. of Estate (Hadbast) and name of Estate.....
 (iv) Khasra No. with area and classification if known.....
 (v) Whether owner, tenant, self-cultivating or non-cultivating.....
4. Object for which land/plot is required.....
5. Particulars of land/plot applied for.....
 (i) District.....
 (ii) Tehsil.....
 (iii) No. of Estate (Hadbast) with name of Estate.....
 (iv) Khasra No. with area and classification.....
 (v) No. of trees and their kind standing on the land/plot with their approximate value.....
6. (i) Number of children of the applicant with their names, ages.....
 (ii) Number of other dependents with their name(s) and patronages.....
7. Whether the applicant applied previously for allotment of land/plot, if so, give following particulars :—
 (a) Date of application, if known.....
 (b) Whether sanctioned or rejected and the date of order, if known.....
 (c) Particulars of Nautor land granted previously, if any,
 (i) District.....
 (ii) Tehsil.....
 (iii) Name of Estate with Hadbast No.....
 (iv) Khasra No. with area and classification.....
 (v) Amount of dues, if any, paid.....
8. Income accruing to the applicant from all sources.....

9. Whether the applicant was charged for breaking government land without permission previously.....

10. Result of proceedings indicated at item No. 9, if any—

I solemnly affirm and declare :—

- (i) That whatever has been stated above is true to the best of my knowledge and belief and that nothing has been concealed or suppressed.
- (ii) That I do not have/hold any land anywhere other than the land, the details of which have been given in this application.
- (iii) That I am a resident in the estate in which the land applied for/plot applied for under Nautor rules lies.

I hereby promise and undertake that if any grant of land/plot under Nautor rules is made in my favour, I shall abide by the terms of such allotment/grant.

Dated.....

Signature of Applicant.

By order,

Sd/-
F.C.-cum-Secretary (Revenue).

